

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF THE IMPACT OF FEDERAL)
POLICY ON NATURAL GAS TO KENTUCKY) ADMINISTRATIVE
CONSUMERS AND SUPPLIERS) CASE NO. 297

O R D E R

Delta Natural Gas Company ("Delta") has moved for rehearing on the Commission's Order of August 18, 1993. Delta requests that the Commission clarify its earlier Order to state that it "will assert jurisdiction over the physical bypass of LDC [local distribution company] facilities to the full extent of its authority and that a non-interstate pipeline utility must apply for and obtain a Certificate of Public Convenience and Necessity to bypass physically the facilities of an LDC in order to deliver gas to an end-user." Motion at 3.

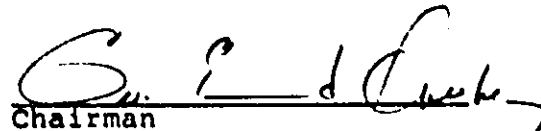
Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that the motion should be denied. In an earlier Order,¹ the Commission addressed the jurisdictional status of non-interstate pipelines. Nothing in the August 18, 1993 Order disturbs the earlier holding.

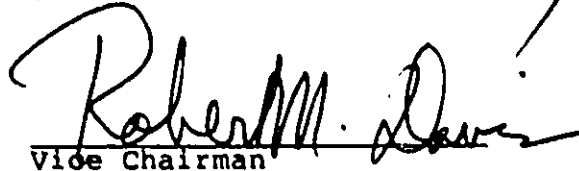
IT IS THEREFORE ORDERED that Delta's Motion for Rehearing is denied.

¹ Administrative Case No. 297, An Investigation of the Impact of Federal Policy on Natural Gas to Kentucky Consumers and Suppliers (May 23, 1987) at 63.

Done at Frankfort, Kentucky, this 20th day of September, 1993.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director